IN THE

# United States Court of Appeals

FOR THE FIFTH CIRCUIT

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No. 23180

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RICHARD LAMAR PATTERSON,
Appellant,

versus

UNITED STATES OF AMERICA,
Appellee.

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Appeal from the United States District Court for the Northern District of Georgia.

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(October 3, 1966.)

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Before RIVES, BELL, and THORNBERRY,
Circuit Judges

PER CURIAM: This is an appeal from a judgment entered after a jury verdict of guilty on a four count indictment charging appellant with having violated the internal revenue laws relating to illicit distilled spirits. 26 USCA, §§ 5179(a); 5205(a)(2); 5601(a)(1), (4); 5604(a)(1); and 5686.

The record demonstrates a sufficiency of evidence to warrant the conviction; no illegal search; and no error in admitting a prior felony conviction, after appellant testified, for purposes of impeachment.

AFFIRMED.

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RICHARD LAMAR PATTERSON,
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versus

UNITED STATES OF AMERICA,
Appellee.

---

Appeal from the United States District Court
for the Northern District of Georgia

---

ON PETITION FOR REHEARING (November 4, 1966)
Before RIVES, BELL, and THORNBERRY,
Circuit Judges.

PER CURIAM:

It is ORDERED that the petition for rehearing in the above entitled and numbered cause be, and the same is hereby

DENIED.

IN THE

# United States Court of Appeals

FOR THE FIFTH CIRCUIT

No. 23,180

RICHARD LAMAR PATTERSON,
Appellant.

versus

UNITED STATES OF AMERICA,
Appellee.

ON CONSIDERATION OF THE APPLICATION of the appellant in the above numbered and entitled cause for a stay of the mandate of this Court therein, to enable appellant to apply for and to obtain a writ of certiorari from the Supreme Court of the United States, IT IS ORDERED that the issue of the mandate of this Court in said cause be and the same is stayed for a period of thirty days from November 4, 1966; the stay to continue in force until the final disposition of the case by the Supreme Court, provided that within thirty days from November 4, 1966 there shall be filed with the Clerk of this Court the certificate of the Clerk of the Supreme Court that Certiorari petition and record have been filed. It is further ordered that the Clerk shall issue the mandate upon the filing of a copy of an order of the Supreme Court denying the writ, or upon the expiration of thirty days from November 4, 1966, unless the above-mentioned certificate shall be filed with the Clerk of this Court within that time.

/s/ GRIFFIN B. BELL,
United States Circuit Judge.

(ORIGINAL FILED — NOVEMBER 15, 1966)

IN THE

# United States Court of Appeals

FOR THE FIFTH CIRCUIT

OCTOBER TERM, 1966

No. 23,180

D. C. Docket No. CR 5446

RICHARD LAMAR PATTERSON,
Appellant.

versus

UNITED STATES OF AMERICA,
Appellee.

Appeal from the United States District Court for the Northern District of Georgia.

Before RIVES, BELL and THORNBERRY,
Circuit Judges.

## JUDGMENT

This cause came on to be heard on the transcript of the record from the United States District Court for the Northern District of Georgia, and was argued by counsel;

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, affirmed.

October 3, 1966.

Issued as Mandate: